

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

United States of America

v.

Case No. 05-cr-203-01-PB

Daniel Childs

NOTICE OF RULING

Re: Document No. 12, Motion to Sever Counts

Ruling: Given the defendant's defense to Count 2 (in which he intends to admit all of the elements of the charged offense except that he acted with the requisite intimidation), it would be unfairly prejudicial to the defendant to have that count treated together with Count 1. Motion granted. On or before February 26, 2006, the government shall inform the court as to which of the charges it intends to try first.

/s/Paul Barbadoro
Paul Barbadoro
United States District Judge

Date: February 17, 2006

cc: Bjorn Lange, Esq.
Robert Veiga, Esq.
United States Marshal
United States Probation